

**UNITED STATES DISTRICT COURT**

EASTERN DISTRICT OF CALIFORNIA

FERNANDO GASTELUM,

Case No. 1:21-cv-01130-NONE-SKO

Plaintiff,

**ORDER TRANSFERRING CASE**

v.

JACKSON IV LLC dba HAMPTON INN &  
SUITES SACRAMENTO AT CSUS,

Defendant.

On July 26, 2021, Plaintiff Fernando Gastelum filed a complaint against Defendant Jackson Iv LLC dba Hampton Inn & Suites Sacramento at CSUS, along with an application to proceed *in forma pauperis*. (Docs. 1 & 2.) The complaint purports to allege claims pursuant to the Americans with Disabilities Act and California's civil rights laws arising from Plaintiff's alleged visit to Defendant, a hotel located in Sacramento. (See Doc. 1 ¶¶ 2–4.)

It is apparent from a reading of Plaintiff's allegations in the complaint that the gravamen of this case arose in the Sacramento Division of the Eastern District of California, and any relationship

1 with the Fresno Division is minimal. All of events alleged in the complaint occurred at a hotel in  
2 the city of Sacramento, which is part of the Sacramento Division. For these reasons, this case should  
3 be transferred to the Sacramento Division of the Eastern Division of California. Pursuant to Local  
4 Rule 120(f), a civil action which has not been commenced in the proper court may, on the Court's  
5 own motion, be transferred to the proper court.

6 Accordingly, good cause appearing, IT IS HEREBY ORDERED that:

- 7 1. This case is transferred to the Sacramento Division of the United States District Court  
8 for the Eastern District of California; and
- 9 2. All future filings shall refer to the new Sacramento case number assigned and shall  
10 be filed at:

11 United States District Court  
12 Eastern District of California  
13 501 "I" Street, Suite 4-200  
14 Sacramento, CA 95814

15 Plaintiff's request to proceed *in forma pauperis* (Doc. 2) remains pending.

16 IT IS SO ORDERED.

17 Dated: July 27, 2021

/s/ Sheila K. Oberto  
18 UNITED STATES MAGISTRATE JUDGE  
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